



[10121/01601]

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : James F. McGUCKIN  
Serial No. : 09/697,306 ✓  
Filed : October, 27, 2000  
For : SURGICAL APPARATUS AND METHOD  
Art Unit : 3761  
Examiner : G. Dawson

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

Date: 12/21/01

Reg. No. 35,503

Honorable Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Signature

Patrick J. Fay

**AMENDMENT**

SIR:

In response to the Office Action mailed October 4, 2001, please amend the above-identified application as follows:

In the Claims:

Please amend claims 36 - 51 as follows:

36. (Amended) An apparatus for resecting tissue within a body lumen, comprising:

an operating capsule selectively coupleable to a flexible endoscope, the operating capsule, when in an operative position, being entirely located within a body

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